# IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS **EASTERN DIVISION**

CREATION SUPPLY, INC.,	
Plaintiff,	Case No.: 1:14-cv-08856
V	Honorable Charles P. Kocoras
SELECTIVE INSURANCE COMPANY OF THE SOUTHEAST,	Magistrate Judge: Young B. Kim
Defendant.	

# <u>SELECTIVE INSURANCE COMPANY OF THE SOUTHEAST'S NOTICE OF APPEAL</u>

Notice is hereby given that Selective Insurance Company of the Southeast ("Selective") appeals to the United States Court of Appeals for the Seventh Circuit from the Judgment (ECF Doc. # 260); Findings of Fact and Conclusions of Law (ECF Doc. # 259); Order Denying the Parties' Cross-Motions for Summary Judgment (as to the denial of Selective's Motion for Summary Judgment) (ECF Doc. # 146); and Order Granting in Part and Denying in Part Selective's Motion to Dismiss (ECF Doc. # 44) entered in this case. Jurisdiction for this appeal is conferred upon the United States Court of Appeals for the Seventh Circuit under 28 U.S.C. § 1291 by this Court's entry of Judgment as to Selective's liability under Illinois Insurance Code Section 155 (215 ILCS 5/155) on December 20, 2018.

Dated: January 14, 2019 SELECTIVE INSURANCE COMPANY OF

## By: /s/Daniel G. Litchfield\_

Daniel G. Litchfield (Counsel of Record) Hope G. Nightingale Michael P. Baniak LITCHFIELD CAVO LLP 303 West Madison Street, Suite 300 Chicago, IL 60606

Phone: (312) 781-6669 (Litchfield) Phone: (312) 781-6614 (Nightingale) Phone: (312) 781-6595 (Baniak)

Fax: (312) 781-6630

dblock@fosterswift.com

litchfield@litchfieldcavo.com nightingale@litchfieldcavo.com baniak@litchfieldcavo.com

Drew Louis Block (6288026) FOSTER, SWIFT, COLLINS & SMITH, P.C. 28411 Northwestern Highway Suite 500 Southfield, MI 48034 Phone: 248-539-9901

### CERTIFICATE OF SERVICE

I hereby certify that on January 14, 2019, I caused to be electronically filed the foregoing Selective Insurance Company of the Southeast's Notice of Appeal with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Edward L. Bishop Connor Patrick Singleton Jams Joseph Jagoda Nicholas S. Lee Bishop Diehl & Lee, Ltd. 1475 East Woodfield Road Suite 800

Schaumburg, IL 60173 Phone: 847-969-9123

Email: ebishop@bdl-iplaw.com Email: csingleton@bdl-iplaw.com Email: jjagoda@bdl-iplaw.com Email: nlee@bdl-iplaw.com

Attorneys for Creation Supply, Inc.

and I hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participant:

#### NONE

By: /s/ Daniel G. Litchfield

Daniel G. Litchfield Hope G. Nightingale Michael P. Baniak LITCHFIELD CAVO LLP 303 West Madison Street, Suite 300

Chicago, IL 60606

Phone: (312) 781-6669 (Litchfield) Phone: (312) 781-6614 (Nightingale) Phone: (312) 781-6596 (Baniak)

Fax: (312) 781-6630

litchfield@litchfieldcavo.com nightingale@litchfieldcavo.com baniak@litchfieldcavo.com

Drew Louis Block FOSTER, SWIFT, COLLINS & SMITH, P.C. 28411 Northwestern Highway Suite 500 Southfield, MI 48034

Phone: 248-539-9901

Email: <a href="mailto:dblock@fosterswift.com">dblock@fosterswift.com</a>